

85th Legislative Session – 2010

Committee: House Agriculture and Natural Resources

Thursday, February 04, 2010

P - Present
E - Excused
A - Absent

Roll Call

P Cronin
P Frerichs
P Hoffman
E Kopp
P Olson (Betty)
P Schrempp
P Sly
P Sorenson
P Street
E Van Gerpen
P Verchio
E Vanneman, Vice-Chair
P Brunner, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chairman Brunner.

MOTION: TO APPROVE THE MINUTES OF FEBRUARY 2, 2010.

Moved by: Sorenson
Second by: Schrempp
Action: Prevailed by voice vote.

HCR 1006: Urging the United States Forest Service, the National Park Service, the Bureau of Land Management, and other federal agencies to actively manage mountain pine beetle infestations on lands under their control in South Dakota.

The Chair handed the gavel to Representative Verchio.

Presented by: Representative Thomas Brunner
Proponents: Ray Sowers, Department of Agriculture (Handout 1)

MOTION: ADOPT RESOLUTION HCR 1006

Moved by: Hoffman
Second by: Sorenson
Action: Prevailed by roll call vote. (10-0-3-0)

Voting Yes: Cronin, Frerichs, Hoffman, Olson (Betty), Schrempp, Sly, Sorenson, Street, Verchio, Brunner

Excused: Kopp, Van Gerpen, Vanneman

HB 1096: revise the penalty for an open burning violation in the Black Hills Forest Fire Protection District.

Proponents: Representative Mike Verchio

MOTION: DO PASS HB 1096

Moved by: Sly
Second by: Hoffman
Action: Prevailed by roll call vote. (9-0-4-0)

Voting Yes: Cronin, Hoffman, Olson (Betty), Schrempp, Sly, Sorenson, Street, Verchio, Brunner

Excused: Frerichs, Kopp, Van Gerpen, Vanneman

MOTION: PLACE HB 1096 ON CONSENT CALENDAR

Moved by: Hoffman
Second by: Cronin
Action: Prevailed by voice vote.

The gavel was returned to Chairman Brunner.

HB 1102: correct an error in the boundary description of the Wall Lake State Game Bird Refuge in Hand County.

Proponents: Representative Peggy Gibson (amendments 1102ta, 1102 tta)
Greg Rediger, self, Miller

Tony Leif, Department of Game, Fish and Parks

MOTION: AMEND HB 1102

1102ta

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. That § 41-5-1.1 be repealed.

~~—41-5-1.1. The Wall Lake State Game Bird Refuge shall be comprised of the south half and the south half of the north half of section eight; all of section nine; southwest quarter, south half of the northwest quarter and the northeast quarter of the northwest quarter of section ten; the north half of section sixteen and the northeast quarter of the northeast quarter of section seventeen; all in township one hundred nine north, range sixty-eight west of the fifth principal meridian, Hand County, South Dakota."~~

Moved by: Street
Second by: Verchio
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1102 AS AMENDED

Moved by: Street
Second by: Olson (Betty)
Action: Prevailed by roll call vote. (10-0-3-0)

Voting Yes: Cronin, Frerichs, Hoffman, Olson (Betty), Schrempp, Sly, Sorenson, Street, Verchio, Brunner

Excused: Kopp, Van Gerpen, Vanneman

MOTION: AMEND TITLE OF HB 1102

1102tta

On page 1, line 1, of the printed bill, delete "correct an error in the boundary description of" and insert "repeal certain provisions establishing".

Moved by: Cronin
Second by: Olson (Betty)
Action: Prevailed by voice vote.

HB 1127: authorize landowners and lessees to possess certain game animal and game bird trophies.

Proponents: Representative Oran Sorenson (amendment 1127ta)
Opponents: Tony Leif, Department of Game, Fish and Parks

MOTION: AMEND HB 1127

1127ta

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. That chapter 41-14 be amended by adding thereto a NEW SECTION to read as follows:

The secretary of game, fish and parks may provide a written authorization allowing a resident landowner or lessee to take possession of the antlers, horns, and skulls of white-tailed deer, mule deer, or antelope found on the landowner's property or a game bird found on the property if a conservation officer has determined that there is no reasonable suspicion that the animal may have been killed illegally. The landowner or lessee may not take possession of the deer or antelope parts or game bird unless a conservation officer has:

- (1) Examined the animal before it is moved from the location where it was initially found;
- (2) Conducted an investigation; and
- (3) Subsequently made a determination as to the presence or lack of reasonable suspicion of a violation of state law or rule.

If evidence exists that the deer, antelope, or game bird was killed by a firearm or bow and arrow, the conservation officer shall consult with the officer's immediate supervisor to determine appropriate disposition of the antlers, horns, skull, or game bird."

Moved by: Frerichs
Second by: Schrempp
Action: Prevailed by voice vote.

MOTION: DEFER HB 1127 TO THE 41ST LEGISLATIVE DAY

Moved by: Cronin
Second by: Verchio

Action: Failed by roll call vote. (3-7-3-0)

Voting Yes: Cronin, Sly, Verchio

Voting No: Frerichs, Hoffman, Olson (Betty), Schrempp, Sorenson, Street, Brunner

Excused: Kopp, Van Gerpen, Vanneman

MOTION: DO PASS HB 1127 AS AMENDED

Moved by: Olson (Betty)

Second by: Frerichs

Action: Prevailed by roll call vote. (7-3-3-0)

Voting Yes: Frerichs, Hoffman, Olson (Betty), Schrempp, Sorenson, Street, Brunner

Voting No: Cronin, Sly, Verchio

Excused: Kopp, Van Gerpen, Vanneman

HB 1176: authorize certain licensed hunters who are quadriplegic to hunt using a designated hunter.

Proponents: Representative Nick Moser
Emmett Keyser, Department of Game, Fish & Parks

MOTION: DO PASS HB 1176

Moved by: Schrempp

Second by: Frerichs

Action: Prevailed by roll call vote. (10-0-3-0)

Voting Yes: Cronin, Frerichs, Hoffman, Olson (Betty), Schrempp, Sly, Sorenson, Street, Verchio, Brunner

Excused: Kopp, Van Gerpen, Vanneman

MOTION: ADJOURN

Moved by: Schrempp

Second by: Olson (Betty)

Action: Prevailed by voice vote.

Grace Curtis
Committee Secretary

Thomas J. Brunner, Chair